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U.S. APPLICATION NUMBER NO. 10/585,611	FIRST NAMED APPLICANT Steven Siegel	ATTY. DOCKET NO. P-7562-US
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49443

Pearl Cohen Zedek Latzer, LLP  
1500 Broadway  
12th Floor  
New York, NY 10036

Received

04 AUG 2008

Pearl Cohen Zedek Latzer

INTERNATIONAL APPLICATION NO.

PCT/US2005/000884

I.A. FILING DATE

01/12/2005

PRIORITY DATE

01/12/2004

CONFIRMATION NO. 7210  
371 FORMALITIES LETTER

0000000031219168

Date Mailed: 07/31/2008

## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 07/11/2008
- Copy of the International Search Report filed on 07/11/2006
- Oath or Declaration filed on 07/17/2008
- Small Entity Statement filed on 07/11/2006
- Request for Immediate Examination filed on 07/11/2006
- U.S. Basic National Fees filed on 07/11/2006
- Priority Documents filed on 07/11/2006

Applicant's response filed 07/17/2008 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 07/08/2008 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - The Declaration submitted to USPTO on July 17, 2008 includes Karen WINEY but she is not listed on the WIPO International Application Published Under the Patent Cooperation Treaty (PCT) published August 4, 2005. Please explain or rectify.

Applicant is required to complete the response within a time limit of **ONE MONTH** from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

page 1 of 2

FORM PCT/DO/EO/916 (371 Formalities Notice)

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

ULYSSES G WALKER

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Telephone: (703) 308-9290 EXT 130

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COVER PAGE LISTING DOCUMENTS  
BEING TRANSMITTED VIA FACSIMILE

6 Pages Via Facsimile: 571-273-8300  
 Mail Stop **Missing Parts**  
 Commissioner for Patents  
 P. O. Box 1450  
 Alexandria, VA 22313-1450

## Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office (fax no. 571-273-8300) on August 26, 2008.

*Andrea Richter*  
 Andrea Richter

Regarding the following Application:

Applicant(s): SIEGEL, Steven et al.

Examiner:

Serial No./ 10/585,611  
 Patent No.:

Group Art Unit: 1615

Filed/ July 11, 2006  
 Issue Date:

Attorney Docket No.: P-7562-US

Title: LONG-TERM DELIVERY FORMULATIONS AND METHODS OF USE  
 THEREOF

## Please find:

- |   |   |
|---|---|
| 1. <input type="checkbox"/> Provisional Application Cover Sheet   | 11. <input type="checkbox"/> Response to Notice to File Missing Parts (____ Pages)  |
| 2. <input type="checkbox"/> Utility Patent Application Transmittal  | 12. <input type="checkbox"/> Response to Notice of Incomplete Reply (____ Pages)  |
| 3. <input type="checkbox"/> RCE Transmittal Sheet   | 13. <input type="checkbox"/> Request for Correction of Filing Receipt   |
| 4. <input type="checkbox"/> Transmittal Sheet for Entering National Phase   | 14. <input type="checkbox"/> Information Disclosure Statement including:<br>- Form PTO/SB/08 and<br>- references                      |
| 5. <input type="checkbox"/> Design Patent Application Transmittal   | 15. <input type="checkbox"/> Preliminary Amendment (____ Pages)   |
| 6. <input type="checkbox"/> Fee Transmittal Sheet   | 16. <input type="checkbox"/> Response to Office Action dated ____ (____ Pages)  |
| 7. <input type="checkbox"/> Utility or Design Patent Application Under 35 USC 111(a)  | 17. <input type="checkbox"/> Petition for a One Month(s) Extension of Time  |
| <input type="checkbox"/> Provisional Patent Application Under 35 USC 111(b)   | 18. <input type="checkbox"/> Terminal Disclaimer  |
| <input type="checkbox"/> National Phase Patent Application Under 35 USC 371   | 19. <input type="checkbox"/> Notice of Appeal   |
| Containing:   | 20. <input type="checkbox"/> Appeal Brief (____ Pages)  |
| ____ Pages of Specification   | 21. <input type="checkbox"/> Issue/ Publication Fee Transmittal   |
| ____ Pages of Claims  | 22. <input type="checkbox"/> Submission of Formal Drawings: Two sets of<br>____ Sheets containing Figs. ____                          |
| ____ Page of Abstract   | 23. <input type="checkbox"/> Certified copy of Priority Doc.  |
| ____ Pages of Formal Drawings   | 24. <input type="checkbox"/> Claim for Convention Priority  |
| 8. <input type="checkbox"/> Signed Declaration & Power of Attorney (____ Pages)   | 25. <input type="checkbox"/> Revocation and Power of Attorney, including:<br>- Statement Under 37 CFR 3.73(b)<br>- Copy of Assignment |
| 9. <input type="checkbox"/> Request for Correction of Recordation of Assign. and:<br>- Recordation Cover Sheet<br>- Copy of Notice of Recordation of Assignment | 26. <input checked="" type="checkbox"/> Other: Response to Notification of Defective Response   |
| 10. <input type="checkbox"/> Recordation of Assign. Cover Sheet & Signed Assign.  |   |

Attorney Docket No.: P-7562-US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**RECEIVED  
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Applicant(s): SIEGEL, Steven et al. Examiner:  
Serial No.: 10/585,611 Group Art Unit: 1615  
Filed: July 11, 2006  
Title: LONG-TERM DELIVERY FORMULATIONS AND METHODS OF USE  
THEREOF

Mail Stop Missing Parts Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE**

Sir:

This Communication is in response to form PCT/DO/EO/916 requesting an explanation regarding the Oath or Declaration of the inventors that was submitted on July 17, 2008. The Communication states that inventor Karen WINEY signed the Declaration filed, but is not listed on the WIPO International Application published under the Patent Cooperation Treaty (PCT) published August 4, 2005.

Applicants assert that on January 12, 2005, the International Bureau of WIPO issued A Notification of the Recording of a Change [PCT/IB/306], a copy of which is attached hereto, indicating that Karen WINEY (residing at 261 S. 25th Street, Philadelphia, PA 19103, USA) was added as an applicant and inventor. Therefore, Applicants request acceptance of the Declaration of the inventors as submitted on July 17, 2008.

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Furthermore, please note that the address of the Applicant's Agent has changed from:

10 Rockefeller Plaza

Suite 1001

New York, NY 10020

United States of America

To:

1500 Broadway, 12th Floor

New York, NY 10036

United State of America



Respectfully submitted,

Mark S. Cohen  
Attorney/Agent for Applicant(s)  
Registration No. 42,425

Dated: August 21, 2008

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